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10/022,443	12/20/2001	Randal L. Dunn	95-474	5112
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LEON R TURKEVICH			EXAMINER	
2000 M STREET NW			HAILE, FEBEN	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

## Office Action Summary

Application No.

10/022,443

Applicant(s)

DUNN ET AL.

Examiner

Feben M. Haile

Art Unit

2616

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 06 September 2007.
- 2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-23 and 31-47 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,5-11,15-21, 31 and 35-47 is/are rejected.
- 7) ☐ Claim(s) 2-4,12-14,22,23 and 32-34 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                     | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

## **DETAILED ACTION**

### ***Response to Amendment***

1. In view of applicant's amendment filed September 06, 2007, the status of the application is still pending with respect to claims 1-23 and 31-47.
2. The amendment filed is insufficient to overcome the rejection of claims 1-23 and 31-44 based upon Prasad et al. (US 2003/0016684), Jeong (US 5,912,628), Allison et al. (US 2004/0081206), and Lee (US 2001/0008532) as set forth in the last Office action because the claims fail to further clarify a distinction between the Applicants invention and the cited references, thus the subject matter is not patentable.
3. The Examiner acknowledges the cancellation of claims 24-30, thus they have been withdrawn from consideration.

### ***Claim Rejections - 35 USC § 112***

The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

4. Claims 45-47 rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed,

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had possession of the claimed invention. The Applicant fails to explicitly suggest the "wherein the classifying includes the received signaling message independent of any signaling link selection value within the received signaling message" within the original disclosure.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 1, 5-7, 11, 15-17, 21, 31, 35-37, 41-44 rejected under 35 U.S.C. 103(a) as being unpatentable over Prasad et al. (US 2003/0016684), hereinafter referred to as Prasad, in view of Jeong (US 5,912,628), hereinafter referred to as Jeong.

**Regarding claims 1, 11, 21, and 31**, Prasad discloses a routing table configured for storing message class entries identifying respective message classes, each message class entry specifying at least one destination link identifier for a corresponding destination link assigned to the corresponding message class (**figure 4 unit 210, figure 5, and page 3 paragraph 0033; a routing table stores point codes, i.e. routing codes, for specifying destination nodes and routing contexts**); and a processor configured for selecting one of the message class entries based on determining the corresponding identified message class matches the specific message class of the received signaling message, the one message class entry specifying the

corresponding destination link identifier for the one destination link (**figure 4 unit 200 and page 3 paragraphs 0030-0031; a processor reviews the routing table to determine the routing context associated with the routing code and executes a transmission process accordingly**). As the Examiner interprets the claims in their broadest sense, one could identify the “routing context” as the “message class” because both are used for the organization of the signaling messages into categories for treatment.

Prasad fails to explicitly suggest selecting one of the destination links based on the processor classifying the received signaling message as assigned to the corresponding message class based on prescribed message class selection criteria.

Jeong teaches a method of transmitting a signal message where a link for transmission is selected using a criterion that classifies the message into two types (**column 3 lines 12-17**).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the method of classifying a message for signal link selection taught by Jeong into the processor of the signal transfer point disclosed by Prasad. The motivation for such a modification is an improved method of selecting a link for the transmission of a signal message.

**Regarding claims 5, 15, and 35**, Prasad discloses a plurality of linkset interfaces configured for receiving signaling messages from respective input linksets (**figure 2 links A, B, & C and figure 4 units 120, 130, & 140**).

Jeong teaches the prescribed message class selection criteria including classifying the received signaling message based on identifying one of a plurality of input linksets having supplied the received signaling message (**column 3 lines 12-17; transmitting signal messages over links where a criterion classifies the links into two types, i.e. 0 or 1, where the signal message contains a SLS value equivalent to the binary code of the selected link and classifying the message as belonging to one of the links according to that value**).

Regarding claims 6, 16, and 36, Jeong discloses wherein the prescribed message class selection criteria include classifying the received signaling message based on prescribed user-selected selection criteria (**column 3 lines 12-17; transmitting a signal message where a link for transmission is selected using a criterion that classifies the message into two types**).

Regarding claims 7, 17, and 37, Jeong discloses wherein the user-selected selection criterion includes a user-selected data pattern (**column 3 lines 12-17; the criterion used for classifying a signal message is obtained by dividing a value contained in the signal message by two, wherein the value is the decimal equivalent of the binary code for the signal message**).

Regarding claims 41-44, Jeong discloses wherein the classifying includes classifying the received signaling message independent of any information in the routing table (**column 3 lines 12-17; the criterion used for classifying a signal message is obtained by dividing a value contained in the signal message by two, wherein the value is the decimal equivalent of the binary code for the signal message**).

6. Claims 8, 18, 28 and 38 rejected under 35 U.S.C. 103(a) as being unpatentable over Prasad et al. (US 2003/0016684), hereinafter referred to as Prasad, in view of Jeong (US 5,912,628), hereinafter referred to as Jeong, in view of Allison et al. (US 2004/0081206), hereinafter referred to as Allison.

**Regarding claims 8, 18, 28, and 38**, Prasad as modified by Jeong disclose the limitations of the base claims.

Prasad, Jeong, and/or their combination fail to explicitly suggest wherein the prescribed message class selection criteria include classifying the received signaling message based on a service indicator value from the received signaling message.

Allison teaches a signaling gateway routing node that includes a discrimination function that examines a service indicator parameter in the received message to determine the type of message **(page 4 column 0034)**.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to incorporate the method of the discrimination function taught by Allison into the processor of the signal transfer point disclosed by Prasad as modified by the method of classifying a message for signal link selection taught by Jeong. The motivation for such a modification is an improved for service selection in a telecommunications signaling network.

7. Claims 9-10, 19-20, and 39-40 rejected under 35 U.S.C. 103(a) as being unpatentable over Prasad et al. (US 2003/0016684), hereinafter referred to as Prasad,

in view of Jeong (US 5,912,628), hereinafter referred to as Jeong, in view of Lee (US 2001/0008532), hereinafter referred to as Lee.

**Regarding claims 9, 19, and 39,** Prasad as modified by Jeong disclose the limitations of the base claims.

Prasad, Jeong, and/or their combination fail to explicitly suggest wherein the prescribed message class selection criteria include classifying the received signaling message based on global title translation (GTT) parameters retrieved from the received signaling message.

Lee discloses a No. 7 gateway that provides global title translation services represented by unique numbers (**page 1 paragraph 0006**) where these services are classified according to these values (**page 1 paragraph 0007**).

It would have been obvious to one having ordinary skill in the art at the time the invention was made to incorporate the method of the No. 7 gateway taught by Lee into the processor of the signal transfer point disclosed by Prasad as modified by the method of classifying a message for signal link selection taught by Jeong. The motivation for such a modification is an improved method of a mapping function for different translation types in a No. 7 gateway signaling network.

**Regarding claims 10, 20, and 40,** Lee discloses wherein the prescribed message class selection criteria include classifying the received message based on a Global Title Address (GTA) from the GTT parameters (**page paragraph 0006-0007; that unique numbers represent global title translation services for classification purposes**). As the Examiner interprets the claims in their broadest sense, one could



identify the "unique numbers" as the Global Title Address because both are used for the organization of the signaling messages into categories for treatment.

***Allowable Subject Matter***

8. Claims 2-4, 12-14, 22-23, and 32-34 objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

***Response to Arguments***

9. Applicant's arguments filed September 06, 2007 have been fully considered but they are not persuasive.

**Prasad et al.**

The Applicant respectfully traverses that Prasad et al. does not disclose the claimed routing table configured for storing message class entries identifying respective message classes where each message class entry specifies at least one destination link identifier for a corresponding destination link assigned to the corresponding message class. The Examiner respectfully disagrees with the Applicant. Prasad et al. teaches a routing table configured for storing point codes referenced with routing contexts, where the routing contexts are associated with routing codes that specify a STP serving a specified destination node and the IP address associated thereto. Therefore as the claims are interpreted in their broadest sense, the Examiner believes that Prasad does indeed suggest the Applicant's invention as obvious.

**Jeong**

In response to Applicants argument that the specification clearly describes that classification cannot be as trivial as mapping the SLS field, the Applicant misinterprets the principle that claims are interpreted in the light of the specification. Although these elements are found as examples or embodiments in the specification, they were not claimed explicitly. Nor were the words that are used in the claims defined in the specification to require these limitations. A reading of the specification provides no evidence to indicate that these limitations must be imported into the claims to give meaning to disputed terms.

Furthermore, the Applicant respectfully traverses that Jeong provides not disclosure of suggestion of classifying the received signaling message to a specific message class in order to select one message class entry having a corresponding identified message class that matches the specific message class. The Examiner respectfully disagrees. Jeong suggests classifying a signal message into two types, where a link is selected such that where a remainder obtained by dividing the SLS value contained in the signal message matches a criterion. Therefore as the claims are interpreted in their broadest sense, the Examiner believes that Jeong does indeed suggest the Applicant's invention as obvious.

**Hypothetical Combination of Prasad and Jeong**

In response to Applicants argument there is no suggestion to combine the references, the Examiner does recognize that references cannot be arbitrarily combined and that there must be some reason why one skilled in the art would be motivated to

make the proposed combination of primary and secondary references. However, there is no requirement that a motivation to make the modification be expressly articulated. The test for combining references is what the combination of Prasad and Jeong suggest to one versed in the art, rather than by their specific disclosures. In this case, Prasad discloses a method of maintaining a routing table for signaling messages and Jeong teaches a method of selecting a link for transmitting a signal message.

### ***Conclusion***

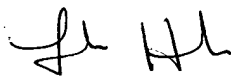
**10. THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).


A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

**11.** Any inquiry concerning this communication or earlier communications from the examiner should be directed to Feben M. Haile whose telephone number is (571) 272-3072. The examiner can normally be reached on 6:00am - 3:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky Ngo can be reached on (571) 272-3139. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

  
12/13/2007

  
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